

**TOWN OF DARIEN
BOARD OF SELECTMEN
REGULAR MEETING
AUGUST 24, 2009**

ATTENDANCE: Evonne Klein, First Selectwoman; David Bayne, Seth Morton,
Callie Sullivan, Linda Santarella

ABSENT: None

STAFF: Karl Kilduff, Administrative Officer

CALL TO ORDER

First Selectwoman Klein called the meeting to order at 8:00 p.m.

PUBLIC COMMENT

Let it be noted that the following comments and remarks by all speakers have been summarized and are not necessarily verbatim.

Ms. Cecelia Smith who is the editor of a new website called "Darien Patch" came forward to introduce herself. She gave a very brief overview of the site and said that she hoped everyone would visit the site.

Mr. Walter Casey of 8 Valley Road came forward to request to have a copy of the contract between Post 53 and EMS from Stamford regarding medical emergency coverage. He said that he FOIed the Town of Darien and the City of Stamford. There is no contract or agreement in the files he received. Mr. Casey stated that it was unconscionable for the public not to have access to this document. He said that a Stamford attorney told him that there should be a contract. He also FOIed Post 53 twice but has not received the document. Mr. Casey said that he would be pursuing this and would be contacting Hartford. He then submitted two copies of the FOI request that he had sent to Post 53.

Ms. Santarella requested that the copies of the two requests that Mr. Casey had sent to Post 53 be attached to the minutes. Ms. Sullivan asked Mr. Casey if he had FOIed the Stamford EMS. Mr. Casey said that since he was not a Stamford resident, he had not given them an FOI request. First Selectwoman Klein asked Mr. Kilduff if the Town had a copy of the contract. Mr. Kilduff said that he did not believe the Town did and that everything in the file had been sent to Mr. Casey. He added that he did not know who might have a contract, if one exists.

Mr. Chris Roland, West Avenue, as a member of SBI in Darien, requested that the Town consider purchasing a lot that the cemetery has put up for sale next to Cherry Street. He said that he felt it was important that the Town consider purchasing it. The parcel is a flood plain and it is critical that it is kept open. He said that he was surprised that the Town had not purchased it already, since it was on the market for some time. He then submitted a synopsis of the report to the Board. Ms. Santarella requested that the report be attached to the minutes.

First Selectwoman Klein said that this parcel had been considered and that the support was not evident. Mr. Roland said that he was aware of this and that he strongly disagreed that. He added that there were others that also disagreed. First Selectwoman Klein suggested that he voice his concerns at the next Flood Mitigation Board meeting.

Ms. Cheryl Wester came forward to write letters that have dams along the Stony Brook River above West Avenue. She said that Malone and McBroom had suggested this and it would alleviate the flooding in Holly Lane.

Ms. Santarella asked for clarification about the use of “partnership” in the statement she read. Ms. Wester gave the Board a brief outline of how the partnership would work.

Mr. Steve Yergan of Cherry Street came forward and said that alternative 12F, which was the only one that will stop the flooding on Cherry Street. He said that by putting up a flood wall along Stony Brook, it would probably alleviate 78% of the flooding. He said that he was just speaking his support for the flood wall.

UPDATE from Dot Kelly regarding Swap Shop at the Dump

Ms. Kelly came forward and said that she lived at 6 Lake Drive. She then thanked First Selectwoman Klein for all her efforts in making Darien a better place during the past six years. Ms. Kelly distributed a document about the Darien Swap Shop concept to the Board.

She then proceeded to outline the various aspects and benefits of having a swap shop for items that were still usable by others. These items would be in a container. It would reduce the waste stream and it would help with recycling. She pointed out that there were some addresses on the bottom for people to attempt to donate their items at other locations first.

Ms. Sullivan asked about staffing. Ms. Kelly said that she did not think it would be staffed and that other towns had successfully done something like this.

Ms. Kelly said that Mr. D’Arinzo had looked into the purchasing a used container \$4,000 or the Town could rent one for \$2,000 a year.

Mr. Bayne asked where the container would be located. Ms. Susan Cameron came forward and explained that the Goodwill containers will be moved forward and a place would be made for the container.

NEW BUSINESS

Discuss and Take Action on Appropriation of Additional Funding for Approved Work at Weed Beach.

Ms. Susan Swiatek and Ms. Deb Parnon came forward to request the release of funds to cover the cost of some of the work that was done at Weed Beach. These were for change orders #2 through #4 when some unmarked storm water lines were discovered and an inground swimming pool that had been filled in. The fence purchase noted in Item #5 became an issue following the donation of some swings, which are located near the parking lot. Mr. Bayne asked about why the playground was not totally enclosed. Ms. Swiatek said that the fencing was a recommendation, not a requirement. She added that there was some fencing that was permanent and other fencing locations that would be temporary. She also said that there was some building blocks temporarily stack off to one side, which the parents use as seating while watching their children.

Mr. Bayne asked about the light craft launching area. Ms. Swiatek explained that the area was used by light watercraft and that the plan was to more clearly define the site. The location for the donated swings is close to that launching area. There is an issue with bollards, because it could prevent people from launching jet skis.

Ms. Sullivan asked about the removal of a section of an in ground pool. Ms. Swiatek explained that when the site was owned by Dr. Ross, there was an in ground pool that had been filled in and had not been marked on the map. During the excavation, the crews found the pool, along with two other unmarked storm water pipes.

**** MS. SANTARELLA MOVED TO APPROVE THE CHANGE ORDERS #2 THROUGH #5 FOR A TOTAL OF \$12,398.22 FOR THE WEED BEACH MASTER PLAN OF DEVELOPMENT PROJECT.**

**** MR. BAYNE SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

Discuss and Take Action on Draft Affordable Housing Plan

First Selectwoman Klein said that a few typos had been noted and Mr. Kilduff then listed a number of typos that needed to be corrected. Mr. Bayne also submitted two additional changes of language. He said that First Selectwoman Klein had been working very hard on this and the report was consolidated and concise now.

Mr. Morton said that he had a table to add to the report and thought that the report was fabulous. It was decided that Mr. Morton's table would be added to the Appendices Section.

Ms. Sullivan had a question about renters and home owners receiving a tax benefit. A brief discussion followed about changing one word from plural to singular.

Ms. Santarella thanked everyone for editing and clarifying the document.

First Selectwoman Klein suggested that Strategy #2 be deleted on page 13. This will reduce the number of Strategies down to 12 rather than 13. There was a brief discussion about combining two other strategies.

Ms. Sullivan said that she would like to have Planning and Zoning to look at this plan along with the Board of Selectmen. First Selectwoman Klein explained that P&Z had declined to comment on the plan. Ms. Santarella said that the plan could be amended at a later date if need be.

First Selectwoman Klein said that when Mr. Morton's table added to the appendices, there would be a total of 15 charts in the appendices. First Selectwoman Klein said that Mr. Kilduff would capture all the changes and finalize the plan.

Mr. Casey asked about a reference to Glastonbury that Ms. Santarella made. Mr. Morton explained that the case had to do with affordable housing appeals in 1999. Mr. Bayne explained that subsequently, the State had reversed the standard. He added that the Town Counsel would be presenting the implications of this case and the decisions to the public.

Mr. John van der Kieft, Chairman of RTM Planning and Zoning Housing Committee came forward to address the Board. He said that the plan has been streamlined and much easier to read. He commented the Board on the major improvements.

He said that on inclusion zoning, there was two options about building on an alternate site. He asked why only one option was included. First Selectwoman Klein said that the Planning and Zoning was not rewritten for the report and that she would have Mr. Ginsberg check the report to insure that all the options in the appendices. Mr. van der Kieft said that second option should have been included on page 7.

Regarding the strategies, he said that he was disappointed in his committee that there wasn't a unanimous vote on purchasing condo units and deeding them as a affordable units. He then gave the reasons, which was the devaluing of the units and concerns as to whether or not the occupants of the units would be able to keep up with the condo fees.

First Selectwoman Klein reminded Mr. van der Kieft that this had been discussed and that Mr. van der Kieft's report was included in the appendices. Mr. Bayne said that the idea was to get the ideas out into the community.

Mr. van der Kieft said that his second concern was the strategy where cottages would be allowed to be built on parcels as cited in Strategy # 9. He said that this was an increase the density, which was against the premise that Darien was a single residential zoning. Ms. Sullivan explained that it was only applicable to existing structures. Mr. Bayne said that while new construction would be inconsistent with the plan. Discussion then followed. Mr. Bayne suggested that the word "Allow" be changed to "Consider"

Mr. Harry Artinian, District 4, came forward said that many people were surprised that the agenda item not only covered discussion, but also taking action. He said that the Board had received a great deal of feedback on the issue, and the final draft had been released on Friday night. The public hasn't been able to examine the changes and the latest draft. In the interest of making sure that the public had an opportunity to make some final comments. He added that there had been a number of changes made in the document at the meeting. First Selectwoman Klein asked for clarification. Mr. Artinian said that few people had seen the final draft. First Selectwoman Klein said that there was nothing new in the report. Mr. Bayne said that there were no new concepts introduced. Ms. Santarella asked Mr. van der Kieft if he had received the report on Friday. Mr. van der Kieft said that he had and he had read it and forwarded it to his committee members. Mr. Artinian said that the draft on the website was not current. First Selectwoman Klein explained that Mr. Morton's new table just rearranged information in the plan into a table.

Ms. Sullivan said that if the Town was going to be putting a shovel in the ground, then she could see his point, however, the Planning and Zoning Commissions and other groups would be the primary users. She added that the Board fully expected the plan to change.

Mr. Artinian said that the Board had come to a final draft plan but in the interest of transparency and openness, the public should be able to read it, discuss it and comment on it. Mr. Bayne said that the Board had been working on this since this past January and there was plenty of feedback. If a member of public had a new idea, Mr. Bayne said that he was more than happy to hear it, consider it and amend the plan, if need be.

Ms. Santarella said that she had been reading and re-reading the plan since January and the only thing that was different was the layout. After all this time, Ms. Santarella said she was ready to vote on it.

**** MS SANTARELLA MOVED TO APPROVE THE TOWN OF DARIEN AFFORDABLE HOUSING PLAN WITH THE CHANGES AS NOTED BY MR. KILDUFF.**

**** MR. BAYNE SECONDED.**

Mr. Morton explained that as a planner, there comes a time when the plan needs to be moved forward. First Selectwoman Klein said that she sat through various workshops and no new ideas were presented. The Board was asked by the RTM to streamline the document and add the appendices.

Ms. Santarella asked when the newest draft would be posted. He explained that a new version was finalize, it would replace the one on the website.

**** THE MOTION PASSED UNANIMOUSLY.**

Discuss and Take Action on Acceptance of Recommendation of the Financial Review and Strategy Committee Regarding Status of Major Capital Projects

First Selectwoman Klein said that there had been some confusion about the Financial Review and Strategy Committee was actually dictating what to do about the Weed Beach project. She explained that the Financial Review board functions like the Flood Mitigation Board, which is to work together and coordinated issues. A broader view has been taken in regard to the Town's finances since the economic downturn.

Mr. Morton pointed out that Point 4 should be changed from Unemployment stabilizes to Unemployment decreases.

Mr. Bayne said that he would like to see some kind of analysis of the eight items to provide a baseline. He added that he would like to adjust the motion to read "no more than six months". First Selectwoman Klein said that as long as she remains in office, the group will continue to meet monthly. Discussion followed.

**** MS. SULLIVAN MOVED THAT THE DARIEN BOARD OF SELECTMEN HEREBY CONCUR WITH THE FINDING OF THE FINANCIAL REVIEW BOARD AND STRATEGY COMMITTEE TO CONTINUE HOLDING MAJOR CAPITAL IMPROVEMENT PROJECTS, WITH SAID PROJECTS TO BE EVALUATED IN NO MORE THAN SIX MONTHS TIME AND TO ASSESS IMPROVEMENTS IN LOCAL PERMIT ACTIVITY, UNEMPLOYMENT, STABILIZATION OF THE REAL ESTATE MARKET, THE COMMERCIAL CONSTRUCTION MARKET AND OTHER RELEVANT BENCHMARKS.**

****MR. MORTON SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

d) Discuss Conversion of Railroad Voucher Parking Spaces to Permit Parking Spaces

Mr. Kilduff displayed a map showing the various locations of the railroad parking, both voucher and permit parking. The most utilized spaces are the ones closest to the railroad station and there are voucher spots that are not being utilized but could be used to generate revenue.

Mr. Kilduff then reviewed the situation at Norton Heights and pointed out that the Post 53 spots are very underutilized. He said that the distance was a factor in why people did not want to park in these outlying areas.

First Selectwoman Klein asked if there was going to be a public hearing on this. Mr. Kilduff said that originally had planned a public information session. First Selectwoman Klein said that there had been a SWRPA study that recommended a second pedestrian overpass.

Mr. Morton said that he would like to see a sensitivity study if the rates were changed regarding the further lots. Mr. Kilduff said that “location, location, location” was the key. He added that Fridays seem to be a lighter parking day, but Wednesday showed an increase in parking.

Mr. Bayne said that the point was to get people off the waiting list and into voucher spots. Mr. Kilduff said that on State owned property, the rule is to take the next person on the list, where as on Town owned property, it could be restricted to Darien residents. Discussion followed about incentive parking.

Mr. Cameron came forward and said that Mr. Kilduff had done a wonderful job. He added administrating this would need to be fair and equitable. He reminded everyone that the funding would go towards improvements at the station. First Selectwoman Klein said that there was a Rail Station Improvement Plan. The projects on this list are items that require the Town save up the funds for the costs.

Discuss proposed State plan for consolidation of Probate Courts

First Selectwoman Klein said that this had been discussed on July 27th. She explained that the Town of New Canaan had passed a resolution against the merger of the Probate districts. First Selectwoman Klein said that the State had over 100 probate districts. First Selectwoman Klein said that the probate judge had no interest in merging with Darien. The comment section closed on the 20th. At this point, it does not appear to be anything that the Town can do.

Ms. Santarella said that she had spoken with an elected New Canaan official about this and that the probate judge was not comfortable in partnering with Darien as a combined probate district. She added that Judge Reardon did not say that he would not discuss the case, but that he would discuss it after the most recent meeting. She also explained that he was out of town when the meeting took place.

First Selectwoman Klein said that the number of probate courts had been reduced to 50 districts. She then reviewed the requirements for the merging.

Ms. Santarella said that she hoped that New Canaan was not taking this position because Darien did not join with them in the Health District issue. First Selectwoman Klein said that the relations with New Canaan was very good and that she hoped that it would continue to be so.

Ms. Sullivan said that it was disappointing to her that New Canaan did not want to merge with Darien at the outset. Ms. Santarella then relayed some of the details that she had been told about the situation that happened in New Canaan.

First Selectwoman Klein said that she would keep everyone up to date.

TRANSFERS

PUBLIC WORKS

**** MS. SULLIVAN MOVED THE FOLLOWING RESOLUTION FOR PUBLIC WORKS:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$6,071 FROM CONTINGENCY (ACCOUNT NUMBER 10704000-86600) TO TRAFFIC MARKING SVCS (ACCOUNT NUMBER 10402144-82022)

**** MR. MORTON SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

POLICE DEPARTMENT - INVESTIGATION

**** MS. SANTARELLA MOVED THE FOLLOWING RESOLUTION FOR THE POLICE DEPARTMENT - INVESTIGATION:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$22,740 FROM PATROL FULL TIME (ACCOUNT NUMBER 10302233-81001) TO INV – FULL TIME (10302223-81001)

Mr. Kilduff said that there was no hint about difficulty covering shifts and that this transfer covers the staff shifting and minimum staffing requirements.

**** MS. SULLIVAN SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

POLICE DEPARTMENT - PATROL

**** MR. BAYNE MOVED THE FOLLOWING RESOLUTION FOR THE POLICE DEPARTMENT - PATROL:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$179,244 FROM THE FOLLOWING ACCOUNTS:

CONTINGENCY	ACCT. NO. 10704000-86600	\$79,559
PATROL FULL TIME	ACCT. NO. 10302233-81001	\$49,039
PATROL STEP INCREMENT	ACCT. NO. 10302233-81008	\$38,660
PATROL HOLIDAY PAY	ACCT. NO. 10302233-81009	\$3,605
RECORDS FULL TIME	ACCT. NO. 10302243-81001	\$4,419
RECORDS PART TIME	ACCT. NO. 10302243-81002	\$2,921
RECORDS OVERTIME	ACCT. NO. 10302243-81004	\$1,041
	TOTAL	\$179,244

TO:

PATROL OVERTIME	ACCT. NO. 10302233-81004	\$168,842
PATROL SHIFT DIFFERENTIAL	ACCT. NO. 10302233-81011	\$10,402
	TOTAL	\$179,244

Mr. Morton asked about Patrol Step Increments. Mr. Kilduff reviewed the details briefly with the Board.

**** MR. MORTON SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

POLICE DEPARTMENT – STATION MAINTENANCE

**** MR. MORTON MOVED THE FOLLOWING RESOLUTION FOR POLICE DEPARTMENT – STATION MAINTENANCE:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$16,226 FROM THE FOLLOWING ACCOUNTS:

CROSSING GUARDS	ACCT. NO. 10302293-81003	\$3,360
PD FLEET – OVERTIME	ACCT. NO. 10302313-81004	\$800
STATION – SEWER USE	ACCT. NO. 10302323-82054	\$496
STATION – POTABLE WATER	ACCT. NO. 10302323-82053	\$415
YOUTH – OVERTIME	ACCT. NO. 10302253-81004	\$854
DETECTIVES – HOLIDAY PAY	ACCT. NO. 10302223-81009	\$2,061
PD YOUTH – FULL TIME	ACCT. NO. 10302253-81001	\$6,981
PD YOUTH – HOLIDAY PAY	ACCT. NO. 10302253-81009	\$1,259
	TOTAL	\$16,226

TO:

STATION ELECTRICITY	ACCT. NO. 10302323-82051	\$8,057
STATION HEATING FUEL	ACCT. NO. 10302323-83005	\$8,169
	TOTAL	\$16,226

**** MS. SULLIVAN SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

DARIEN FIRE DEPARTMENT

**** MS. SULLIVAN MOVED THE FOLLOWING RESOLUTION FOR THE DARIEN FIRE DEPARTMENT:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$7,511 FROM THE FOLLOWING ACCOUNTS:

MEDICAL SERVICES	ACCT. NO. 10393415-82018	\$697
EQUIP REPAIR	ACCT. NO. 10303415-82040	\$2,983
WIRELESS COMM	ACCT. NO. 10303415-82055	\$1,439
TURNOUT GEAR	ACCT. NO. 10303415-83016	\$1,774
RADIO EQUIP	ACCT. NO. 10303415-84005	\$618

TOTAL \$7,511

**** MR. BAYNE SECONDED.
** THE MOTION PASSED UNANIMOUSLY.**

NOROTON HEIGHTS FIRE DEPARTMENT

**** MS. SANTARELLA MOVED THE FOLLOWING RESOLUTION FOR THE
NOROTON HEIGHTS FIRE DEPARTMENT:**

**RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS
APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:**

MEDICAL SERVICES	ACCT. NO. 10303435-82018	\$662
OPERATING SUPP	ACCT. NO. 10303435-83007	\$2,041
FIRE COMM – RADIO REPAIR	ACCT. NO. 10303441-82044	\$4,055
	TOTAL	\$6,758

TO:

HEATING FUEL	ACCT. NO. 10303435-83005	\$5,128
MOTOR FUEL	ACCT. NO. 10303435-83004	\$1,630
	TOTAL	\$6,758

**** MR. MORTON SECONDED.**

Mr. Morton asked about the fuel prices. Mr. Kilduff said that the fuel consortium locked in at a low price at the time, but subsequently, the fuel prices dropped even lower.

**** THE MOTION PASSED UNANIMOUSLY.**

FIRE HYDRANTS

**** MS. SANTARELLA MOVED THE FOLLOWING RESOLUTION FOR FIRE
HYDRANTS:**

**RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS
APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:**

**THE SUM OF \$72,968 FROM CONTINGENCY (ACCOUNT NO. 10704000-86600)
TO HYDRANT CHARGES (ACCOUNT NO. 10303460-82032).**

**** MS. SULLIVAN SECONDED.**

Ms. Santarella asked about this. Mr. Kilduff said that the water company raised their rates and the Town went to adjudication over a bill and did not win.

**** THE MOTION PASSED UNANIMOUSLY.**

NOROTON FIRE DEPARTMENT

****MS. SANTARELLA MOVED THE FOLLOWING RESOLUTION FOR THE NOROTON FIRE DEPARTMENT:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$1,336 FROM THE FOLLOWING ACCOUNTS:

RADIO REPAIR	ACCT. NO. 10303425-82044	\$270
MARINE REPAIR	ACCT. NO. 10303425-82048	\$321
MOTOR FUEL	ACCT. NO. 10303425-82004	\$533
AIR CYLINDERS	ACCT. NO. 10303425-82014	\$212
	TOTAL	\$1,336

TO:

HEATING FUEL	ACCT. NO. 10303425-83005	\$1,336
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**** MR. BAYNE SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

LEGAL COUNSEL

**** MR. MORTON MOVED THE FOLLOWING RESOLUTION FOR LEGAL COUNSEL:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$17,131 FROM THE FOLLOWING ACCOUNTS:

CONTINGENCY	ACCT. NO. 10704000-86600	\$10,463
LABOR COUNSEL	ACCT. NO. 10105091-82045	\$780
REGULATORY COUNSEL P&Z	ACCT. NO. 10105091-82105	\$4,714
REGULATORY COUNSEL OTHER	ACCT. NO. 10105091-82124	\$1,174
	TOTAL	\$17,131

TO:

TOWN COUNSEL	ACCT. NO. 10105091-82007	\$11,025
REGULATORY COUNSEL EPC	ACCT. NO. 10105091-82120	\$3,347
REGULATORY COUNSEL ZBA	ACCT. NO. 10105091-82122	\$2,759
	TOTAL	\$17,131

**** MR. BAYNE SECONDED.**

Ms. Santarella said that she would like an itemized list so she could see how much was 8-30g work. Mr. Kilduff explained that this transfer covers general work that Atty. Fox does for the Board.

**** THE MOTION PASSED UNANIMOUSLY.**

FINANCE DEPARTMENT

**** MR. BAYNE MOVED THE FOLLOWING RESOLUTION FOR THE FINANCE DEPARTMENT:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$17,109 FROM CONTINGENCY (ACCOUNT NO. 10704000-86600) TO PROFESSIONAL SERVICES (ACCOUNT NO. 10104011-82007)

When asked, Mr. Kilduff explained that this was to cover the bank fees.

**** MR. MORTON SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

ADMINISTRATIVE OFFICER – SUPPORT SERVICES

**** MS. SULLIVAN MOVED THE FOLLOWING RESOLUTION FOR THE ADMINISTRATIVE OFFICER – SUPPORT SERVICES:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$6,855 FROM THE FOLLOWING ACCOUNTS:

AO SEASONAL	ACCT. NO. 10102021-81003	\$2,406
AO CHANNEL 79	ACCT. NO. 10102021-81003	\$3,781

ADVERTISING	ACCT. NO. 10102021-81009	\$668
	TOTAL	\$6,855

TO:

PRINTING	ACCT. NO. 10102021-81008	\$1,646
MAILING & SHIPPING	ACCT. NO. 10102021-81016	\$3,398
COPIER LEASE	ACCT. NO. 10102021-81024	\$1,811
	TOTAL	\$6,855

**** MR. BAYNE SECONDED.**
**** THE MOTION PASSED UNANIMOUSLY.**

ROADWAY & WALKWAY MAINTENANCE

**** MR. BAYNE MOVED THE FOLLOWING RESOLUTION FOR THE ROADWAY & WALKWAY MAINTENANCE:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$74,859 FROM THE FOLLOWING ACCOUNTS:

ROADS – FULL TIME	ACCT. NO. 10402144-81001	\$40,557
CONTINGENCY	ACCT. NO. 10704000-86600	\$34,302
	TOTAL	\$74,859

TO:

ROADS – OVERTIME	ACCT. NO. 10402144-81004	\$74,859
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When asked, Mr. Kilduff explained that this was to cover the shortfall from the overtime incurred during the past winter's snowstorms.

**** MR. MORTON SECONDED.**
**** THE MOTION PASSED UNANIMOUSLY.**

ROADWAY & WALKWAY MAINTENANCE/PUBLIC MANAGEMENT

**** MR. MORTON MOVED THE FOLLOWING RESOLUTION FOR THE ROADWAY & WALKWAY MAINTENANCE/PUBLIC MANAGEMENT:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$58,893 BE TRANSFERRED FROM CONTINGENCY (ACCOUNT NO. 10704000-86600) TO THE FOLLOWING ACCOUNTS:

ROADS – HEATING FUEL	ACCT. NO. 10402144-83005	\$5,241
BLDG. – HEATING FUEL	ACCT. NO. 10402144-83005	\$53,652
	TOTAL	\$58,893

**** MR. BAYNE SECONDED**
**** THE MOTION PASSED UNANIMOUSLY.**

PUBLIC WORKS – ELECTRICITY

**** MR. BAYNE MOVED THE FOLLOWING RESOLUTION FOR PUBLIC WORKS – ELECTRICITY:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$3,829 BE TRANSFERRED FROM PARKING – SNOW REMOVAL (ACCOUNT NO. 10408011-8214) TO THE FOLLOWING ACCOUNTS:

ROADS – ELECTRICITY	ACCT. NO. 10402144-82051	\$1,823
BLDGS – ELECTRICITY	ACCT. NO. 1047011-82051	\$2,006
	TOTAL	\$3,829

**** MR. MORTON SECONDED.**
**** THE MOTION PASSED UNANIMOUSLY.**

PUBLIC BUILDING MANAGEMENT

**** MR. BAYNE MOVED THE FOLLOWING RESOLUTION FOR PUBLIC BUILDING MANAGEMENT:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$3,369 FROM PARKING – SNOW REMOVAL (ACCT. NO. 10408001-82014) TO BLDG. – OVERTIME (ACCT. NO. 10407011-81004).

**** MR. MORTON SECONDED.**
**** THE MOTION PASSED UNANIMOUSLY.**

SENIOR CENTER

**** MS. SULLIVAN MOVED THE FOLLOWING RESOLUTION FOR THE SENIOR CENTER:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$14,877 FROM CONTINGENCY (ACCT. NO. 10704000-86600) TO HEATING FUEL (ACCT. NO. 10502201-83005).

**** MR. MORTON SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

PARKS AND RECREATION – FACILITY MANAGEMENT

**** MS. SULLIVAN MOVED THE FOLLOWING RESOLUTION FOR PARKS AND RECREATION – FACILITY MANAGEMENT:**

RESOLVED THAT THE FOLLOWING TRANSFER OF APPROPRIATIONS IS APPROVED FOR REFERRAL TO THE BOARD OF FINANCE:

THE SUM OF \$9,319 FROM BEACH SEASONAL (ACCT. NO. 10602001-81003) TO REC FACILITIES OVERTIME (ACCT. NO. 10603001-814004).

**** MR. BAYNE SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

FINANCE DEPARTMENT

**** MS. SANTARELLA MOVED TO APPROVE COMBINED TRANSFER FOR MULTIPLE ACCOUNTS – ALL UNDER \$1,000 FOR THE FINANCE DEPARTMENT.**

**** MS. SULLIVAN SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

FIRST SELECTWOMAN’S REPORT

First Selectwoman Klein then presented her report and explained that everyone had been on vacation. First Selectwoman Klein thanked Ms. Santarella for covering the office while everyone was away.

First Selectwoman Klein then reviewed the three upcoming Town Hall dates for Representative Jim Himes on the subject of Health Care Reform.

First Selectwoman Klein then welcomed the Senior Center Coordinator.

On Thursday, August 27th, the DOT will be discussing regional transportation issues. First Selectwoman Klein said that she was not satisfied with some recent repair work done underneath a bridge by the State and that she hoped that the Commissioner of Transportation would agree to take a short ride over the repair. First Selectwoman Klein reminded everyone that there were numerous projects that were being held up by the State review. She said that the Heights Road project has been a very poorly run project and the road should have been completed in July. While the Town has good relationships in Hartford, the frustration is understandable. At the end of the day, accountable is important. It is also important that the public realize that it is the State that is holding up the projects.

The next Flood Mitigation meeting will be on Wednesday, August 26th. First Selectwoman Klein said that there had been some recent heavy rain and no flooding, but reminded everyone that it is important to keep moving forward.

ADMINISTRATIVE OFFICER'S REPORT

Mr. Kilduff said that he had received a report advising First Selectwoman Klein to sign option to lease from Mutual Housing. The option to lease is now signed and the deposit should be paid this week. Next step for the project is Planning and Zoning.

Public Works is looking for \$36,000 from parking fund for railroad lighting. MetroNorth would like lights at the Noroton Heights Station. The \$36,000 would be for a study from Tighe and Bond for a lighting plan. First Selectwoman Klein said that Mr. Steeger expected the project would be over \$100,000.

Mr. Bayne asked about some material that dropped off overpass in Noroton Heights. Mr. Kilduff said this had been duly reported.

AGENDA REVIEW

There will be a Public Information Meeting on September 8th. Atty. Wayne Fox will be present to discuss the court case for State Statute 8-30g.

Ms. Sullivan asked about the funding that it cost to do the Swap Shop. Mr. Kilduff said that \$4,000 was manageable, but he would check the budgets.

Ms. Santarella said that she would like a response to Mr. Roland's concerns. First Selectwoman Klein said that there would be a Flood Mitigation meeting next week. Mr. Bayne said that Malone and MacBroom had not seen this parcel as an important piece when they did their study of the area.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Regular Meeting of July 27, 2009

The following corrections were noted:

Pg. 1, under **OTHERS**: please change "Megan, Darien News Review Reporter" to "Megan Muldowney, Darien News Review Reporter"

Page 1, under **PUBLIC COMMENT**, paragraph 1, line 2: please change "enforcement of the ambiguous regulations" to "enforcement of the regulations"

Page 2, under **NEW BUSINESS**, paragraph 4, line 5: please change "and the State Repr. had proposed" to ""and State Representative Terry Wood had proposed"

Page 2, under **NEW BUSINESS**, paragraph 5, line 2: please delete the following "It was clarified that it included in the draft that there are an additional three parking spaces."

Page 2, under **NEW BUSINESS**, paragraph 5, line 3: please change "Public hearings will be held on this." to "Public hearings will be held on the regulations."

Page 2, under **NEW BUSINESS**, paragraph 6, line 2: please change "nicely with a housing plan." to "nicely with the affordable housing plan."

Page 4, paragraph 1, please add the following text after "the regulations." :

"Mr. Didonna explained that the one dissenting vote on his committee was based on the cost of the property and the increased value to Darien's taxpayers by increasing density. The dissenting Committee member did not attend the Selectmen's meeting to further explain her vote. There was no public comment on CHALAC's recommendation."

Page 4, paragraph 2, please replace the following paragraph:

"1st Selectwoman Klein said that there are several things to consider, mainly that they maintain controlled growth for the town. She said that it was inferred in the policy that there is local need, and it addressed the character of the community."

They have to work toward achieving the moratorium to gain local control of the community.”

With: “1st Selectwoman Klein said that there are several things to consider, mainly that they maintain controlled growth for the town. They have to work toward achieving the moratorium to gain local control of the community so that zoning decision will not be made by a judge.”

Page 5, under Discuss Town Facility Naming Policy: please delete the following sentence:

“She said that the Board of Education an a 49% policy; Darien’s policy is 51%, but other communities have other percentages. Mr. Kilduff said that if people paid a certain amount, a portion of the building, or an entire building, could be named accordingly to their wishes.”

Page 5, under Discuss Town Facility Naming Policy, paragraph 2, line 4: please change “to exclude an honorary member of” to “to exclude honoring member of”

Page 5, under **1st SELECTWOMAN’S REPORT**, paragraph 1, line 1: please change the following from “1st Selectwoman Klein thanked Megan from the Darien News Review” to “1st Selectwoman Klein thanked Ms. Muldowney from the Darien News Review”

**** MR. BAYNE MOVED TO APPROVE THE MINUTES OF JULY 27, 2009 AS CORRECTED.**

**** MR. MORTON SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

Regular Meeting of August 3, 2009

The following corrections were noted:

Page 1, under **PRESENTATION OF POLICE K-9 “ZULU”**, please change “Officer Arulzo” to “Officer Aranzullo”

Page 1, under **NEW BUSINESS**, paragraph 2, line 7: please change “typos and wording.” to “typos and wording issues.”

Page 8, paragraph 1, line 1: please change “they will continue to hold all” to “they will continue to recommend to hold all”

Page 8, paragraph 1, line 5, please change “planning and the criteria.” to “the planning and the other criteria.”

**** MR. BAYNE MOVED TO APPROVE THE MINUTES FOR AUGUST 3, 2009
AS CORRECTED.**

**** MS. SANTARELLA SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

FORTHCOMING MEETINGS

August 27, 2009

Board of Finance Meeting at 7:30 p.m.

September 1, 2009

Planning and Zoning Planning Meeting at 8:00 p.m.

September 8, 2009

Board of Selectmen Regular Meeting at 8:00 p.m.

OTHER BUSINESS

There was no additional business to discuss at this time.

ADJOURNMENT

**** MS. SANTARELLA MOVED TO ADJOURN.**

**** MS. SULLIVAN SECONDED.**

**** THE MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 10:45 p.m.

Respectfully submitted,

Sharon L. Soltes
Telesco Secretarial Services